

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY)	
AVERAGE WHOLESALE PRICE)	MDL NO. 1456
LITIGATION)	Civil Action No. 01-12257-PBS
)	Subcategory No. 07-12141
THIS DOCUMENT RELATES TO:)	
)	Judge Patti B. Saris
<i>State of Iowa</i>)	
)	
v.)	
<i>Abbott Laboratories Inc., et al.</i>)	

MAY 2010 STATUS REPORT FOR THE STATE OF IOWA

The undersigned counsel for the State of Iowa (hereinafter referred to as "plaintiff") hereby submits the attached Status Report for May 2010, in accordance with the Court's June 17, 2004 Procedural Order.

Dated: May 3, 2010

Respectfully submitted,

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By: /s/ Joanne M. Cicala
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Counsel for the State of Iowa

May 2010 Status Report for the State of Iowa

Discovery

1. Schering's Motion for a Protective Order

On March 5, 2010, defendant Schering filed a motion for protective order and to quash a notice of deposition served by plaintiff on March 1, 2010. *See Docket No. 6964, Sub-docket 70; Docket No. 6965, Sub-docket 71.*

On March 26, 2010, plaintiff filed its opposition to defendant Schering's motion for protective order. *See Docket No. 7009, Sub-docket No. 73.* This motion remains *sub-judice*.

Voluntary Dismissal of Claims

On April 15, 2010, the court entered an order granting plaintiff's voluntary dismissal of claims against defendants Bayer Corp. and Bayer Pharmaceuticals Corp. *See Docket No. 7054, Sub-docket 79.*

On April 29, 2010, the court entered an order granting plaintiff's voluntary dismissal of claims against defendant Ethex Corporation. *See Docket No. 7083.*

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that on the 3rd day of May, 2010, she caused a true and correct copy of the above May 2010 Status Report for the State of Iowa to be delivered to counsel of record for defendants by electronic service pursuant to Case Management Order No. 2 entered by the Honorable Patti B. Saris in MDL No. 1456.

Dated: May 3, 2010

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